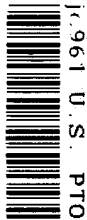


02/07/02



1,961 U.S. PTO

02-11-02

Practitioner's Docket No. 791\_160 CIP1

PATENT

JC978 U.S. PTO  
10/072297

02/07/02

## NEW APPLICATION TRANSMITTAL

Box Patent Application  
Assistant Commissioner for Patents  
Washington D.C. 20231

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to **Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231** on *February 7, 2002* under "EXPRESS MAIL" mailing label number EL87257951SUS.

*Elizabeth A. VanAntwerp*  
Elizabeth A. VanAntwerp

Transmitted herewith for filing is the patent application of:

Inventor 1: Toshikatsu KASHIWAYA  
Address: c/o NGK Insulators, Ltd.  
2-56, Suda-Cho, Mizuho-Ku  
Nagoya, Aichi-Prefecture 467-8530  
Japan

Inventor 2: Mutsumi KITAGAWA  
Address: c/o NGK Insulators, Ltd.  
2-56, Suda-Cho, Mizuho-Ku  
Nagoya, Aichi-Prefecture 467-8530  
Japan

**Title:** PIEZOELECTRIC ELEMENT AND PROCESS FOR PRODUCTION THEREOF

**1. Type of Application**

This is a request for filing a CONTINUATION-IN-PART APPLICATION under 37 C.F.R. §1.53(b), of pending prior application:

Serial No.:	09/953,674,	Prior Art Unit:	2834
Filed:	September 17, 2001,	Prior Examiner:	Not Assigned
Title:	PIEZOELECTRIC ELEMENT AND PROCESS FOR PRODUCTION THEREOF		
Inventors:	Toshikatsu KASHIWAYA and Mutsumi KITAGAWA.		

**2. Papers enclosed**

**A. Required (in JAPANESE) for filing date under 37 CFR 1.53(b) (Regular) are:**

27 Page(s) of Specification  
5 Page(s) of Claims  
1 Page(s) of Abstract  
6 Sheets of Formal Drawings (Figs. 1(a)-8)

**B. Other Papers Enclosed**

☒ A Patent Application Bibliographic Data  
☐ A Preliminary Amendment  
☒ An Information Disclosure Statement  
☒ PTO Form-1449

### 3. Additional Papers to Follow Under Separate Cover

- ☒ A combined Declaration and Power of Attorney  
☒ A Submission of Certified Copy of Priority Document and a certified copy of:

<u>Country</u>	<u>Application Number</u>	<u>Filing Date</u>
Japan	2001-388,313	December 20, 2001

- ☒ An Assignment Transmittal and Assignment of the invention to:

NGK Insulators, Ltd.  
 2-56, Suda-Cho, Mizuho-Ku  
 Nagoya, Aichi-Prefecture 467-8530  
 Japan

### 4. The correspondence address for this application is: Customer No.: 025191

Telephone: (315) 233-8300  
 Facsimile: (315) 233-8320

Electronic Mail: vananl@macklaw.com

### 5. Relate Back

#### A. 35 U.S.C. 119(e)

- [ ] Priority of provisional application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, is hereby claimed under 35 U.S.C. §119(e).

#### B. 35 U.S.C. 120, 121 and 365(c)

- ☒ Priority of said prior application 09/953,674, filed September 17, 2001, is hereby claimed under 35 U.S.C. §120.

#### C. 35 U.S.C. 119 Priority Claim for Prior Application

- ☒ Priority of foreign application(s) is hereby claimed under 35 U.S.C. §119 as follows:

<u>Country</u>	<u>Application Number</u>	<u>Filing Date</u>
Japan	2000-286,115	September 20, 2000
Japan	2001-388,313	December 20, 2001

- ☒ A certified copy of **Japanese Application 2000-286,115** was filed in prior application Serial No. 09/953,674 on September 17, 2001.  
☒ A certified copy of **Japanese Application 2001-388,313** will follow under separate cover.

10076297, 020702

6. ☒ Amend the specification by inserting after the title and before the first line the sentence:

**--Cross Reference to Related Applications**

This application is a continuation-in-part application of U.S. Application Serial No. 09/953,674 filed September 17, 2001, the entirety of which is incorporated herein by reference. This application also claims the benefit of Japanese Application 2000-286,115, filed September 20, 2000, and Japanese Application 2001-388,313, filed December 20, 2001, the entireties of which are incorporated herein by reference.--

7. **Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)**

☐ Applicants hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

☐ Applicants hereby request that the attached application **not** be published under 35 U.S.C. 122(b).

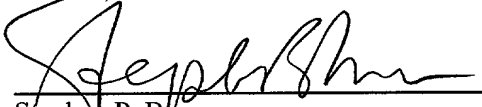
8. **The filing fee has been calculated as shown below:**

<b>Basic Filing fee</b> (37 CFR §1.16(a))				\$ 740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	29 - 20 =	9	× \$ 18.00	\$ 162.00
Independent Claims	5 - 3 =	2	× \$ 84.00	\$ 168.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$280.00	
<b>Surcharge fees</b> (37 C.F.R. 1.16(e)--\$130.00)				
<input checked="" type="checkbox"/> late payment of filing fee <i>and/or</i>				\$ 130.00
<input checked="" type="checkbox"/> late filing of original declaration or oath (37 C.F.R. 1.16(e)--\$130.00)				
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 1,200.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				
<b>SUBTOTAL =</b>				\$ 1,200.00
<input checked="" type="checkbox"/> Fee for processing an application filed with a specification in a non-English language (37 C.F.R. 1.17(i) and 1.52(d)--\$130.00)				\$ 130.00
<input checked="" type="checkbox"/> Assignment Fee (37 CFR §1.21(h)--\$40.00)				\$ 40.00
<b>TOTAL FEES DUE =</b>				\$ 1,370.00

**9. Payment of Fees and Authorization to Charge Additional Fees  
or Credit Overpayment**

- ☐ A check in the amount of \_\_\_\_\_ is enclosed.
- ☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446. A duplicate copy of this sheet is enclosed.
- ☐ Any additional filing fees required under 37 CFR 1.16.
- ☐ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

  
\_\_\_\_\_  
Stephen P. Burr  
Reg. No. 32,970

February 7, 2002  
Date

SPB/eav

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